IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 14343 of 2005

Between:

M. Pydi Setty, S/o. Bangaruraju,
R/o. D.No. 13-4-19, Kothapeta, Guntur Street, Vizianagaram,

..... PETITIONER

AND

1 The Joint Collector, Vizianagaram.
2 The Revenue Divisional Officer, Vizianagaram.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus, or any other appropriate writ, order or direction declaring the action of the 2nd Respondent authorities in not passing any orders in pursuance of the 1st Respondent proceedings FPSAP No. 6/7/9/03, G8 dt. 3-9-2003, as arbitrary, illegal, null and void and is against the principles of natural justice and norms of the public policy and further direct the 2nd Respondent to restore the F.P.Shop Dealership of Shop No.31 of Vlzianagaram Town in favour of the petitioner forth with and to pass such other order or orders as may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.VENKATESWARA RAO GUDAPATI

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court, at the stage of admission, made the following :

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ORAL ORDER

The petitioner was authorized as a fair price shop dealer for shop No.31 in Vizianagaram town in the year 1999. On 22-08-2002 the 2nd respondent issued a show-cause notice alleging certain irregularities as recorded therein on the part of the petitioner and by another order dated 22-08-2002 suspended the dealership of the petitioner pending enquiry. The petitioner submitted his explanation to the show-cause notice and by the order dated 21-02-2003 the 2nd respondent cancelled the authorization of the petitioner. Aggrieved the petitioner preferred an appeal to the 1st respondent. The 1st respondent allowed the appeal, set aside the cancellation of authorization and remanded the matter to the 2nd respondent for conduct of the enquiry afresh. Such order was passed by the 1st respondent on 03-09-2003. The petitioner's complaint is that till date the 2nd respondent has not conducted the enquiry.

In the aforesaid circumstances, after hearing the learned Government Pleader for Civil Supplies, the writ petition is disposed of directing the 2nd respondent to conduct and conclude, with utmost expedition, the enquiry into the allegations against the petitioner and communicate the decision along with reasons to the petitioner, within two (2) weeks from the date of receipt of a copy of this Order. No order as to costs.

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GODA RAGHURAM,J

5TH JULY 2005

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Note:

Issue CC

in two(2) days.

(B/O)

*TSNR

TO

1 The Joint Collector, Vizianagaram.
2 The Revenue Divisional Officer, Vizianagaram.

3. Two CCS to G.P for Civil Supplies, High Court Buildings, Hyderabad(OUT)

4. Two C.D.Copies.